

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ESTATE OF JAMES WILKINS, SR.,)	
GWENDOLYN FISH, EXECUTRIX,)	
))	
Plaintiff))	
))	
v.))	
))	
JAMESON MEMORIAL HOSPITAL;) Civil Action No. 05-382	
CLEMENTE AMBULANCE; BOARDMAN) Judge Gary L. Lancaster/	
SPECIALTY CARE AND) Magistrate Judge Sensenich	
REHABILITATION CENTER (formerly) Re: Doc. No. 33	
known as) BOARDMAN COMMUNITY)	
CARE CENTER; ST. ELIZABETH)	
HOSPITAL; and THE UNITED STATES)	
OF AMERICA;)	
))	
Defendants))	

MEMORANDUM ORDER

On March 23, 2005, this case was referred to United States Magistrate Judge Ilia Jeanne Sensenich for pretrial proceedings in accordance with the Magistrates Act, 28 U.S.C. §§ 636(b)(1)(A) and (B), and Rules 71.1.3 and 72.1.4 of the Local Rules for Magistrates.

The Magistrate Judge's Report and Recommendation filed on November 29, 2005, recommended that the Motion for Remand filed by Plaintiff be denied. The parties were allowed (10) days from the date of service to file objections. Service was made on all parties. No objections have been filed to the Report and Recommendation. After de novo review of the pleadings and documents in the case, together with the Report and Recommendation, the following order is entered:

AND NOW, this 16th day of Dec, 2005;

IT IS HEREBY ORDERED that Plaintiff's Motion for Remand is denied.

IT IS FURTHER ORDERED that the Report and Recommendation of Magistrate Judge Sensenich, dated November 29, 2005, is adopted as the opinion of the court.



GARY L. LANCASTER
United States District Judge

cc: The Honorable Ila Jeanne Sensenich
United States Magistrate Judge

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